

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

YAI XIONG,
Plaintiff,
v.
KILOLO KIJAKAZI,
Acting Commissioner of Social Security,
Defendant.

) Case No.: 1:22-cv-0491 JLT HBK
) ORDER REMANDING THE MATTER
) PURSUANT TO SENTENCE FOUR OF 42 U.S.C.
) § 405(g)
) (Doc. 21)
) ORDER TERMINATING AS MOOT
) PLAINTIFF'S MOTION FOR SUMMARY
) JUDGMENT AND DIRECTING ENTRY OF
) JUDGMENT IN FAVOR OF PLAINTIFF YAI
) XIONG AND AGAINST DEFENDANT KILOLO
) KIJAKAZI, ACTING COMMISSIONER OF
) SOCIAL SECURITY

Yai Xiong and Kilolo Kijakazi, Acting Commissioner of Social Security, stipulated to a voluntary remand of Plaintiff's application for benefits for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g) on March 23, 2023. (Doc. 21.) Pursuant to the terms of the stipulation, "the Appeals Council will remand the case to an Administrative Law Judge... for a new decision." (*Id.* at 1.) The parties also stipulated judgment shall be entered in favor of Plaintiff and against the Commissioner. (*Id.*) Based upon the terms of the stipulation, the Court **ORDERS**:

1. Plaintiff's motion for summary judgment (Doc. 18) is terminated as **MOOT**.
2. The matter is **REMANDED** for further administrative proceedings under sentence four of 42 U.S.C. § 405(g).
3. The Clerk of Court is **DIRECTED** to enter judgment in favor of Plaintiff Yai Xiong and

against Defendant Kilolo Kijakazi, the Acting Commissioner of Social Security.

IT IS SO ORDERED.

Dated: April 25, 2023

Jennifer L. Thurston
UNITED STATES DISTRICT JUDGE